

SDNY (Rev. 10/2006) Pro Hac Vice Motion to Admit Counsel

7/13/07

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

Patricia Irby, etc., and Plaintiff,
June Batalona, etc.

07 cv 5939 ()

- against -

Blackwater Security Defendant.
Consulting, LLC, et al.

**MOTION TO ADMIT COUNSEL
PRO HAC VICE**

PURSUANT TO RULE 1.3(c) of the Local Rules of the United States District Courts for the

Southern and Eastern Districts of New York, I, **James P. Rau** a member in good standing of
the bar of this Court, hereby move for an Order allowing the admission pro hac vice of

Applicant's Name: **Marc P. Miles**
Firm Name: **Callahan & Blaine, APLC**
Address: **3 Hutton Centre Drive, Ninth Floor**
City/State/Zip: **Santa Ana, California 92707**
Phone Number: **(714) 241-4444**
Fax Number: **(714) 241-4445**

FILED
U.S. DISTRICT COURT
S.D. OF N.Y.
2007 JUL 17 PM 2:14


Marc P. Miles is a member in good standing of the Bar of the States of
California. Also admitted to US Supreme Court and 2nd, 4th & 9th Circuits

There are no pending disciplinary proceeding against **Marc P. Miles**
in any State or Federal court.

Dated: **July 13, 2007**

City, State: **New York, New York**

Respectfully submitted,


Sponsor's **James P. Rau**
SDNY Bar **JR7209**
Firm Name: **Cardillo & Corbett**
Address: **29 Broadway, Suite 1710**
City/State/Zip: **New York, New York 10006**
Phone Number: **212-344-0464**
Fax Number: **212-797-1212**

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF NEW YORK

PATRICIA IRBY (on behalf of the minor)
children of Stephen S. Helvenston, deceased);)
and JUNE BATALONA (Widow of Wesley)
Batalona))

Petitioners,)

- against -)

BLACKWATER SECURITY)
CONSULTING, LLC; FIDELITY &)
CASUALTY COMPANY OF NEW)
YORK/CNA INTERNATIONAL; and)
DIRECTOR, OFFICE OF WORKERS')
COMPENSATION PROGRAMS, UNITED)
STATES DEPARTMENT OF LABOR,)

Respondents.)
_____)

07 Civ. 5939 ()

**AFFIDAVIT OF JAMES P. RAU IN
SUPPORT OF MOTION TO ADMIT
COUNSEL PRO HAC VICE**

STATE OF NEW YORK)

)

ss:

COUNTY OF NEW YORK)

JAMES P. RAU, being duly sworn, hereby deposes and says as follows:

1. I am a member of the law firm of Cardillo & Corbett, counsel for Petitioners in the above-captioned action. I am familiar with the proceedings in this case. I make this statement based on my personal knowledge of the facts set forth herein and in support of Petitioners' motion to admit Marc P. Miles as counsel pro hac vice to represent Petitioners in this matter.

2. I am a member in good standing of the bar of the State of New York, and was

admitted to practice law in 1981. I am also admitted to the bar of the United States District Court for the Southern District of New York, and am in good standing with this Court.

3. I have known Marc P. Miles for the past six months.

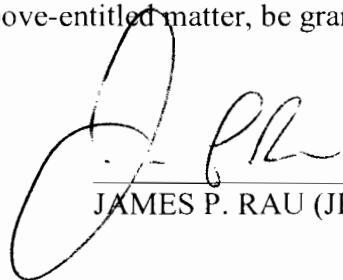
4. Mr. Miles is a principal of the law firm Callahan & Blaine, located in Santa Ana, California. Mr. Miles is admitted to the bar of the State of California, and is also admitted to practice law before the United States Supreme Court, the Second Circuit, Fourth Circuit and Ninth Circuit Court of Appeals, and the U.S. District Court for the Central District of California, and is in good standing with those Courts.

5. I have found Mr. Miles to be a skilled attorney and a person of integrity. He is experienced in federal practice and is familiar with the Federal Rules of Procedure.

6. Accordingly, I am pleased to move the admission of Marc P. Miles, pro hac vice.

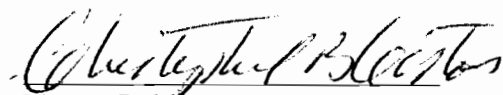
7. I respectfully submit a proposed order granting the admission of Marc P. Miles, pro hac vice, which is submitted herewith.

WHEREFORE it is respectfully requested that the motion to admit Marc P. Miles, pro hac vice, to represent the Petitioners in the above-entitled matter, be granted.



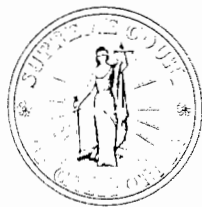
JAMES P. RAU (JR7209)

Sworn to before me this
13th day of July, 1007



Notary Public

CHRISTOPHIL B. COSTAS
Notary Public, State of New York
No. 31-0773693
Qualified in New York County
Commission Expires April 30, 2011



Supreme Court of California

FREDERICK K. OHLRICH

Clerk of the Court

CERTIFICATE OF THE CLERK OF THE SUPREME COURT

OF THE

STATE OF CALIFORNIA

MARC PHILLIP MILES

I, FREDERICK K. OHLRICH, Clerk of the Supreme Court of the State of California, do hereby certify that MARC PHILLIP MILES was on the 1ST day of DECEMBER 1998, duly admitted to practice as an attorney and counselor at law in all the courts of this state; and that his name now appears on the Roll of Attorneys as a member of the bar of this state in good standing.

*Witness my hand and the seal of the court,
this 9th day of JULY, 2007.*

FREDERICK K. OHLRICH

Clerk of the Supreme Court

By

A handwritten signature in cursive script, appearing to read "Joseph Cornetta", written over a horizontal line.

Joseph Cornetta, Deputy Clerk

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

Patricia Irby, etc., and June
Batalona, etc. Plaintiff,

- against -

Blackwater Security Consulting,
LLC, et al. Defendant.

07 cv 5939 ()

**ORDER FOR ADMISSION
PRO HAC VICE
ON WRITTEN MOTION**

Upon the motion of James P. Rau attorney for Petitioners
and said sponsor attorney's affidavit in support;

IT IS HEREBY ORDERED that

Applicant's Name: Marc P. Miles
Firm Name: Callahan & Blaine, APLC
Address: 3 Hutton Centre Drive, Ninth Floor
City/State/Zip: Santa Ana, California 92707
Telephone/Fax: (714) 241-4444
Email Address: mmiles@callahan-law.com

is admitted to practice pro hac vice as counsel for Petitioners in the above
captioned case in the United States District Court for the Southern District of New York. All attorneys
appearing before this Court are subject to the Local Rules of this Court, including the Rules governing
discipline of attorneys. If this action is assigned to the Electronic Case Filing (ECF) system, counsel shall
immediately apply for an ECF password at nysd.uscourts.gov. Counsel shall forward the pro hac vice
fee to the Clerk of Court.

Dated:
City, State: New York, New York

United States District/Magistrate Judge

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF NEW YORK

PATRICIA IRBY (on behalf of the minor)
children of Stephen S. Helvenston, deceased);)
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BLACKWATER SECURITY)
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CASUALTY COMPANY OF NEW)
YORK/CNA INTERNATIONAL; and)
DIRECTOR, OFFICE OF WORKERS')
COMPENSATION PROGRAMS, UNITED)
STATES DEPARTMENT OF LABOR,)

Respondents.)

STATE OF NEW YORK)

ss:

COUNTY OF NEW YORK)

I, Lucille Fundaro being duly sworn, say: I am not a party to the action, am over 18 years of age and reside at 784 Tysens Lane, Staten Island, New York 10306. On July 13, 2007 I served the within Motion to Admit Counsel Pro Hac Vice, Affidavit of James P. Rau in Support of Motion and proposed Order for Admission by depositing a true copy thereof enclosed in a post-paid envelope, in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State addressed to:

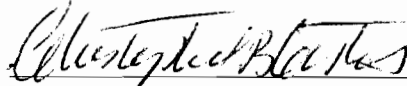
Flicker, Garelick & Associates
45 Broadway
New York, New York 10006

Laughlin, Falbo, Levy & Moresi
255 California, Suite 600
San Francisco, CA 94111

U.S. Department of Labor
Office of the Solicitor
200 Constitution Avenue, NW
Room N-2117
Washington, DC 20210


Lucille Fundaro

Sworn to before me this
13th day of July, 2007


Notary Public

CHRISTOPHIL B. COSTAS
Notary Public, State of New York
No. 31-0773693
Qualified in New York County
Commission Expires April 30, 2011